

1 [Counsel on Signature Page]  
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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 THE REGENTS OF THE UNIVERSITY OF  
14 CALIFORNIA, a corporation,

15 Plaintiff,

16 v.

17 CALIFORNIA BERRY CULTIVARS, LLC,  
18 DOUGLAS SHAW, AND KIRK LARSON

19 Defendants.

20 CALIFORNIA BERRY CULTIVARS, LLC

21 Cross-Complainant,

22 v.

23 THE REGENTS OF THE UNIVERSITY OF  
24 CALIFORNIA, a corporation,

25 Crossclaim Defendant.  
26  
27  
28

Case No. 3:16-cv-02477-VC

**RULE 41(a)(1)(A)(ii) STIPULATED  
DISMISSAL WITH PREJUDICE IN  
LIGHT OF SETTLEMENT**

1           As set forth in the parties' settlement (attached hereto as Exhibit A), Plaintiff The Regents  
2 of the University of California and Defendants California Berry Cultivars, LLC, Douglas Shaw,  
3 and Kirk Larson, through their undersigned counsel of record, hereby stipulate to the dismissal  
4 with prejudice of the above-captioned action pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules  
5 of Civil Procedure. Each party shall bear its own costs, expenses, and attorneys' fees.

6           Also as set forth in the parties' settlement, Plaintiff and Defendants request that the Court  
7 maintain jurisdiction to enforce the terms of the settlement, including for any enforcement  
8 requests made pursuant to California Code of Civil Procedure § 664.6.

1 Dated: September 15, 2017

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2 By: /s/ Matthew A. Chivvis

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11 Attorneys for Plaintiff and Cross-Defendant  
12 THE REGENTS OF THE UNIVERSITY OF  
13 CALIFORNIA

14 Dated: September 15, 2017

JONES DAY

15 By: /s/ Tharan Gregory Lanier

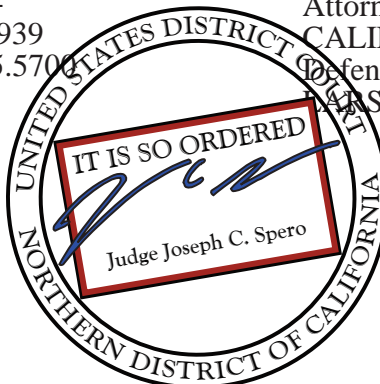
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CALIFORNIA BERRY CULTIVARS, LLC;  
Defendants DOUGLAS SHAW and KIRK  
MORRISON

Dated: 9/22/17



**ECF ATTESTATION**

I, Matthew A. Chivvis, am the ECF User whose ID and password are being used to file the following document: RULE 41(a)(1)(A)(ii) STIPULATED DISMISSAL WITH PREJUDICE IN LIGHT OF SETTLEMENT. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Tharan Gregory Lanier concurs in this filing.

Dated: September 15, 2017

MORRISON & FOERSTER, LLP

By: /s/ Matthew A. Chivvis  
Matthew A. Chivvis